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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of **Stamm et al**

Application No. **10/665,522**

Filed: **September 22, 2004**

For: **Fenofibrate Composition Having Enhanced Bioavailability**

Docket No: **107664.115US13**

Commissioner of Patents
PO Box 1450
Alexandria, VA 22303-1450

Information Disclosure Statement

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449 Form.

A copy of the cited US patents is not being provided. The Applicants are providing a copy of the following documents:

1. Declaration under 37 CFR § 1.132 by Pascale Blouquin, with attachments, including, for example:
 - a.. Laboratories Fournier Lab Notebook No. 1 (18 February 1997 to 15 May 1997) in French and a certified English language translation thereof; and
 - b.. Laboratories Fournier Lab Notebook No. 2 (16 May 1997 to 30 July 1997) in French and a certified English language translation thereof.

The undersigned notes that in the Declaration under 37 CFR § 1.132 by Pascale Blouquin at page 5, ¶ 16, the undersigned editorially changed "(attached as Exhibit 3)" to "(attached as Exhibit 5)" for accurate consistency in the numbering of the attachments in the Declaration.

The submission of this Information Disclosure Statement does not represent that a search has been made and does not constitute an admission that the listed documents and/or litigations are material to patentability or that the listed documents are prior art.

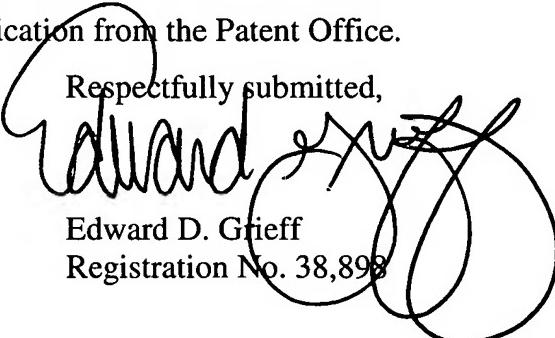
This Information Disclosure Statement is being filed before the mailing date of a first office action on the merits and before a notice of allowance. Accordingly, no fee is due. The

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Commissioner is authorized to charge any necessary fees or credit any overpayments to Deposit Account No. 08-0219.

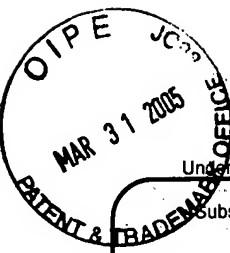
Applicants respectfully request that the Examiner initial and return a copy of the enclosed PTO-1449 Form with the next communication from the Patent Office.

Respectfully submitted,


Edward D. Grieff
Registration No. 38,898

Date: March 31, 2005

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449/PTC

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/665,522
Filing Date	September 22, 2003
First Named Inventor	Stamm
Art Unit	
Examiner Name	

Sheet 1 of 2 Attorney Docket Number 107664.115 US13

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature: _____ **Date Considered:** _____

¹EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ²Applicant's unique citation designation number (optional). ³See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ⁴Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁷Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



Substitute for Form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

2

of

2

Complete if Known

Application Number	10/665,522
Filing Date	September 22, 2003
First Named Inventor	Stamm
Art Unit	
Examiner Name	
Attorney Docket Number: 107664.115 US13	

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Declaration under 37 CFR Section 1.132 by Pascale Blouquin (with attachments).	
		Laboratories Fournier's Lab Notebook No. 1 (18 February 1997 to 15 May 1997).	✓
		Laboratories Fournier's Lab Notebook No. 2 (16 May 1997 to 30 July 1997).	✓

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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